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Attorneys for Plaintiff
Auto Auction of Montana

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MONTANA

In re: CASE NO. 06-60855

INCREDIBLE AUTO SALES, LLC, **EXPEDITED JOINT MOTION TO MODIFY**
AUTOMATIC STAY
Debtor.

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AUTO AUCTION ASSOCIATES OF MONTANA, INC., d/b/a AUTO AUCTION OF MONTANA a/k/a AUTO AUCTION OF BILLINGS ("Auto Auction") and Hyundai Motor Finance Company ("HMFC") (together, Auto Auction and HMFC are referred to in this stipulation as "Creditors") hereby jointly move this Court, pursuant to 11 U.S.C. §§ 362(d)(1) and (2), for an order requiring the surrender of the motor vehicles identified below to Auto Auction for the purpose of sale as set forth in this joint motion. Auto Auction and HMFC make this joint

motion pursuant to the Court's direction that the Vehicles be sold so as to limit depreciation of the Vehicles, preserving Auto Auction's reclamation rights and HMFC's rights as a secured inventory lender.

The vehicles (the "Vehicles") subject to this joint motion are as follows:

CHEVY	BLAZER	1GNDT13X74K163169
PONTIAC	MONTANA	1GMDV23E75D121917
FORD	RANGER	1FTZR44E34PA07225
CHEVY	MALIBU	1G1ND52F75M177176
CHEVY	MALIBU	1G1ND52J93M699843
KIA	SORRENTO	KNDJC733565573207
CHRYSLER	SEBRING	1C3EL46X35N568587

The Vehicles are the subject of Auto Auction's reclamation claim which is filed as Adverse Proceeding No. 06-00119. Auto Auction shall coordinate the pick up of the Vehicles with the General Manager of Incredible Auto Sales, Inc.

Auto Auction shall have the right to sell the Vehicles, subject to its regular procedures, for at least a minimum agreed price, to be agreed upon by Auto Auction and HMFC at least one day prior to the auction sale (the "Minimum Sales Price"). It is anticipated that the sale date will be December 13, 2006, provided the Court grants this request in time for the vehicles to be picked up no later than Monday, December 11, 2006. The sale should be

ordered to be conducted without further notice to HMFC or Incredible.

Auto Auction will be permitted to deduct from the Minimum Sales Price the sum of \$50.00 per Vehicle for sales preparation costs, but shall not be entitled to deduct a seller fee from such proceeds, without further approval of the Court or an agreement of the parties. Auto Auction shall account for all proceeds to HMFC and to Incredible and deposit all proceeds of sales, less the \$50.00 sales preparation cost per Vehicle, into the Murphy, Kirkpatrick & Fain, PLLP, Trust Account pending resolution of Adversary Proceeding No. 06-00119, at which time such amounts shall be distributed pursuant to an order of the Court.

The Creditors do not waive any rights or remedies they may have with respect to the Vehicles and/or proceeds from liquidating the Vehicles by the Court granting the requested.

A draft of a proposed stipulation seeking to set obtain this relief was provided to Debtor's counsel, but no input or comments were received. The Debtor has not objected to similar requests by Steve's Auto Sales or South Seattle Auto Auction and has no equity in the Vehicles. Auto Auction and HMFC are the only parties with claims to the Vehicles so the Court should grant the relief on an expedited basis and without further notice so the sale can be conducted on Wednesday, December 13, 2006.

DATED this 7th day of December, 2006.

Murphy, Kirkpatrick & Fain, P.L.L.P.
208 North Broadway, Suite 208
P.O. Box 429
Billings, MT 59103-0429

By: /S/ Bruce F. Fain
Bruce F. Fain
Attorneys for Auto Auction

Holland & Hart
P.O. Box 639
Billings, MT 59103-0639

By: /S/ Shane P. Coleman
Shane P. Coleman
Attorneys for HMFC

NOTICE TO DEBTOR

If you object to the motion, you must file a written responsive pleading and request a hearing within ten (10) days of the date of the motion. The objecting party shall schedule the hearing and shall include in the caption of the responsive pleading the date, time and location of the hearing by inserting in the caption the following:

NOTICE OF HEARING

Date: _____
Time: _____
Location: _____

This contested matter shall be scheduled for hearing for the next hearing date scheduled in the division within which the case is filed. The date, time, and location of the hearing can be obtained from the Clerk of Court or from the Court's website at www.mtb.uscourt.gov. In the event such scheduled hearing date is thirty (30) days beyond the filing date of the motion for relief, then a preliminary hearing within such thirty (3) day period shall be scheduled by the responding party after such party contacts the

Clerk of Court to confirm the preliminary telephone hearing date and time, which shall be set forth in the response.

If you fail to file a written response to the above Motion to Modify Stay with the particularity required by Mont. LBR 4001-1(b), and request a hearing, within ten (10) days of the date of this Notice, with service on the undersigned and all parties entitled to service under all applicable rules, then your failure to respond or to request a hearing will be deemed an admission that the motion for relief should be granted without further notice of hearing.

DATED this 7th day of December, 2006.

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208 North Broadway, Suite 208
P.O. Box 429
Billings, MT 59103-0429

By: /S/ Bruce F. Fain
Bruce F. Fain
Attorneys for Auto Auction

CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that on this 7th day of December, 2006, a copy of the **EXPEDITED JOINT MOTION TO MODIFY AUTOMATIC STAY** was served upon counsel of record by the following method:

1-5 CM/ECF

6 Mail

1. William L. Needler
William L. Needler and Associates
555 Skokie Blvd. Ste. 500
Northbrook, IL 60062
2. Charles W. Hingle
Shane P. Coleman
P.O. Box 639
Billings, MT 59103-0639
3. Neal Jensen
U.S. Trustee
Liberty Center, Ste. 204
301 Central Ave.
P.O. Box 3509
Great Falls, MT 59403
4. James A. Patten
Patten, Peterman, Bekkedahl
& Green, PLLC
2817 2nd Avenue North, #300
Billings, MT 59101
5. Christopher Birkle
P.O. Box 1415
Billings, MT 59103
6. Ken Cornelison
Incredible Auto Sales, LLC
1832 King Avenue West
Billings, MT 59102

/s/ Bruce F. Fain